

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, JULY 15, 1991
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 2:05 p.m.
Mayor O'Connor adjourned the meeting at 6:39 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-present
- (4) Council Member Pratt-present
- (5) Council Member Behr-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present
- Clerk-Abdelnour/Fishkin (so)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-not present
- (4) Council Member Pratt-present
- (5) Council Member Behr-present
- (6) Council Member Henderson-present

- (7) Council Member McCarty-present
- (8) Council Member Filner-present

ITEM-10: INVOCATION

Invocation was given by Reverend James Gilbert of the
Fairmount Baptist Church.

FILE LOCATION: MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Roberts.

FILE LOCATION: MINUTES

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

6/3/91
6/4/91
6/4/91 Special

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A130-167.)

MOTION BY McCARTY TO APPROVE. Second by Pratt. Passed by
the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-31: (R-92-8) RETURNED TO MAYOR

Declaring July 15, 1991 to be "Child Care Awareness
Day" in San Diego; recognizing the members of the Child
Care Advisory Board for their expertise and their
diligent work in advocating for and helping to address
the need for child care in the City.

**Minutes of the Council of the City of San Diego
for the Regular Meeting of Monday, July 15, 1991**

Page 3

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: A123-129.)

MOTION BY McCARTY TO RETURN TO THE MAYOR'S OFFICE FOR REDOCKETING, AT THE REQUEST OF THE MAYOR. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Behr-yea, Henderson-not present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-32: (R-92-26) ADOPTED AS RESOLUTION R-278301

Proclaiming August 3, 1991 to be "Imperial Court De San Diego - Imperial Coronation XX Day" in San Diego;

commending the Emperors, Empresses, Courts, Cabinets, Councils, Sponsors and Supporters for their civic works that have during the last 20 years established this organization as a leader amongst social, charitable institutions.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A045-060.)

MOTION BY ROBERTS TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-33: WELCOMED

Welcoming approximately 25 foreign military students from the Anti-Submarine Warfare Training Center, accompanied by Marilyn Johns. This group will arrive at approximately 2:00 p.m.

FILE LOCATION: Agenda

COUNCIL ACTION: (Tape location: A061-075.)

- * ITEM-50: (O-91-183 Rev.1) ADOPTED AS ORDINANCE O-17663
(New Series)

Amending Chapter V, Article 6, of the San Diego Municipal Code by repealing Sections 56.29 and 56.29.1 and amending Section 56.54, Banning or Restricting Alcohol Consumption or Possession of Open Containers in Certain Areas of the City.

(Introduced on 7/1/91. Council voted 7-1. Mayor voted nay. District 3 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A129-136.)

CONSENT MOTION BY PRATT TO DISPENSE WITH THE READING AND ADOPT. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-nay.

- * ITEM-51: (O-91-181) ADOPTED AS ORDINANCE O-17664 (New Series)

Amending Ordinance No. O-15647 (New Series), adopted January 4, 1982, entitled "An Ordinance of the Council of the City of San Diego Establishing the Gaslamp Quarter Business Improvement District Pursuant to the Parking and Business Improvement Area Law of 1979 and Levying an Assessment and Charge for Upgrading and Promoting the Area," as amended by Ordinance No. O-16139 (New Series), adopted January 23, 1984.

(Centre City Community Area. District-2. Introduced on 7/2/91. Council voted 7-0. District 3 not present. Mayor ineligible.)

FILE LOCATION: STRT L-3

COUNCIL ACTION: (Tape location: A129-136.)

CONSENT MOTION BY PRATT TO DISPENSE WITH THE READING AND ADOPT. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-100:

Two actions relative to the final subdivision map of Eastgate Technology Park Unit No. 3, a 7-lot subdivision located northeasterly of Eastgate Mall and Towne Center Drive:

(University Community Area. District-1.)

Subitem-A: (R-91-2277) ADOPTED AS RESOLUTION R-278305

Approving the final map.

Subitem-B: (R-91-2278) ADOPTED AS RESOLUTION R-278306

Authorizing the execution of the certificate of ownership on the final map of Eastgate Technology Park Unit No. 3, consenting to the preparation and recordation of the map.

FILE LOCATION: SUBD - Eastgate Technology Park Unit No. 3

COUNCIL ACTION: (Tape location: A130-167.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-101:

Three actions relative to the final subdivision map of Robinhood Creek, a 72-lot subdivision located southerly of Highway 905 adjacent to Smythe Avenue:

(San Ysidro Community Area. District-8.)

Subitem-A: (R-91-2280) ADOPTED AS RESOLUTION R-278307

Authorizing the execution of a Subdivision Improvement Agreement with Robinhood Creek for the installation and completion of public improvements.

Subitem-B: (R-91-2279) ADOPTED AS RESOLUTION R-278308

Approving the final map.

Subitem-C: (R-91-2281) ADOPTED AS RESOLUTION R-278309

Vacating the City's interest in unneeded sewer, slope and drainage easements affecting a portion of the northeast quarter of the northeast quarter of Section 35, Township 18 South, Range 2 West, San Bernardino Meridian.

FILE LOCATION: Subitems-A and B: SUBD - Robinhood Creek;
Subitem-C: Deed F-5627 CONT FY92-1; DEED
FY92-1

COUNCIL ACTION: (Tape location: A130-167.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-102: (R-91-2285) ADOPTED AS RESOLUTION R-278310

Authorizing the City Manager to release a portion of the surety issued by St. Paul Fire & Marine Insurance Company for Concord Square Phase II, in the form of Performance Bond No. 400GV 3723, so that the same is reduced as follows:

1. For faithful performance, to the sum of \$44,065.
2. For the benefit of the contractor, subcontractor and to persons renting equipment or furnishing labor or materials, to the sum of \$22,032.50.

(Mira Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: On February 23, 1987, the City issued Engineering Permit No. W32707 for the construction of public improvements for street widening for Concord Square Phase II (Westmore Road, Westonhill Drive and Mira Mesa Blvd.) Performance Bond No. 400GV 3723 issued by St. Paul Fire & Marine Insurance Company in the amount of \$157,378 was provided by the subdivider. The permit expired February 23, 1988. An extension of time has been granted until May 1, 1992 within which to complete the work. Approximately 96% of the work has been completed to the satisfaction of the City Engineer, and the subdivider has requested a partial release of surety. The job order account has sufficient funds to cover anticipated future costs to the City. There are no mechanic's liens filed against the surety and there has not been a previous partial release. In

accordance with Council Policy 800-11, it is recommended that the surety be reduced by an amount which is 75% of the value of the work completed. Therefore, 72% of the original surety will be released which will reduce the surety to \$44,065.

FILE LOCATION: SUBD - Concord Square Phase II

COUNCIL ACTION: (Tape location: A130-167.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-103:

Two actions relative to the partial release of surety and time extension for Mesa Summit Unit No. 6:

(Mira Mesa Community Area. District-5.)

Subitem-A: (R-91-2275) ADOPTED AS RESOLUTION R-278311

Authorizing the City Manager to release a portion of the surety issued by St. Paul Fire & Marine Insurance Company in the form of Performance Bond No. 400 HG 4760, so that the same is reduced as follows: 1. For faithful performance, to the sum of \$350,913. 2. For the benefit of the contractor, subcontractor and to persons renting equipment or furnishing labor or materials, to the sum of \$175,456.50.

Subitem-B: (R-91-2276) ADOPTED AS RESOLUTION R-278312

Granting an extension of time to September 8, 1991 to Pardee Construction Company, subdivider, to complete the improvements required in Mesa Summit Unit No. 6.

CITY MANAGER SUPPORTING INFORMATION: On February 16, 1988, the City entered into an agreement with Pardee Construction Company, for the construction of public improvements for Mesa Summit Unit No. 6. Performance Bond No. 400 HG 4760 issued by St. Paul Fire & Marine Insurance Company in the amount of \$874,925 was provided by the subdivider. The agreement expired February 16, 1990. On June 11, 1990, by City Council Resolution R-275842, an extension of time to February 18, 1991, was granted. The subdivider has requested a partial release of surety and a second extension of time to September 8, 1991 in which to complete the required

improvements. Eighty-nine percent of the work has been completed to the satisfaction of the City Engineer, and the subdivider has requested a partial release of surety. The job order account has sufficient funds to cover anticipated future costs to the City. There are no mechanic's liens filed against the surety and there has not been a previous partial release. It is recommended that the time extension be granted since the improvements to be delayed are not necessary to serve adjacent developments or the general public. In accordance with Council Policy 800-11 and 600-21, respectively, it is recommended that the surety be reduced by an amount which is 75 percent of the value of the work completed. Therefore 66.75 percent of the original surety will be released which will reduce the surety to \$350,913.

FILE LOCATION: SUBD - Mesa Summit Unit No. 6

COUNCIL ACTION: (Tape location: A130-167.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-104: (R-91-2255) ADOPTED AS RESOLUTION R-278313

Resolution of Intention to detach the Mast Boulevard
Reorganization from the San Diego Open Space Park
Facilities District No. 1.

(East Elliott Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: The Mast Reorganization, initiated by the City of Santee, detaches 91.47 acres from the City of San Diego. By Resolution R-276262, adopted July 31, 1990, the San Diego City Council agreed with the City of Santee on the apportionment of property tax revenues related to this reorganization. Subsequently on March 26, 1991, the reorganization was recorded by the County of San Diego as Document 91-0133708. It is appropriate to detach this territory from the San Diego Open Space Park Facilities District No. 1, as the district's boundaries are coterminous with those of the City of San Diego.

FILE LOCATION: ANNX - Mast Boulevard Reorganization + OS-1

COUNCIL ACTION: (Tape location: A130-167.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-105:

Two actions relative to exchange of water and emergency
access easements:

(Rancho Bernardo Community Area. District-5.)

Subitem-A: (R-92-6) ADOPTED AS RESOLUTION R-278314

Vacating the City's interest in an unneeded general
utility easement affecting Lots 1 through 8 of Casa De
Las Campanas II, Map-11273.

Subitem-B: (R-92-7) ADOPTED AS RESOLUTION R-278315

Approving the acceptance by the City Manager of those
deeds of Cedarknoll, Inc. conveying to the City a water
easement and an emergency access easement in Lots 1
through 8 of Casa De Las Campanas II, Map-11273;
authorizing the execution of a quitclaim deed,
quitclaiming to Cedarknoll, Inc., all of the City's
right, title and interest in the water and emergency
access easements in Lots 1 through 8 of Casa De Las
Campanas II, Map-11273.

FILE LOCATION: Subitem-A: DEED F-5629; Subitem-B: DEED
F-5630 Deed FY92-2

COUNCIL ACTION: (Tape location: A130-167.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-106: (R-91-2291) ADOPTED AS RESOLUTION R-278316

Vacating the City's interest in an unneeded slope
easement affecting Lot 17 of the Re-subdivision of
Carmel Mountain Ranch Units 4 and 36, Map-12516,

pursuant to Section 8300 et seq. of the Streets and
Highways Code.

(Carmel Mountain Ranch Community Area. District-5.)

FILE LOCATION: DEED F-5631 Deed FY92-1

COUNCIL ACTION: (Tape location: A130-167.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-107: (R-91-2185) ADOPTED AS RESOLUTION R-278317

Expressing special thanks to Bill Luther for his
service to the people and the City of San Diego in
dedicating innumerable hours and invaluable services to
the Mission Beach, Mission Bay and Coastal area
communities.

(District-2.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A075-110.)

MOTION BY ROBERTS TO ADOPT. Second by Wolfsheimer. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Pratt-yea, Behr-yea, Henderson-not
present, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-108: (R-91-2200) ADOPTED AS RESOLUTION R-278318

Authorizing the City Manager to submit a Grant
Application Proposal to the Office of Traffic Safety
for the Alco-Sensor II DUI Program for the Police
Department, to be funded through the Federal National
Highway Traffic Safety Administration; authorizing the
City Manager to execute the grant proposal program if
funded, including any extensions or amendments;
declaring that the City shall provide all support and
assistance required for the project.

CITY MANAGER SUPPORTING INFORMATION: The California Office of

Traffic Safety has requested proposals for traffic safety grant programs. The San Diego Police Department has prepared a request for \$192,158.50 for a program to purchase 24 ALCO-Sensor state-of-the-art breath analysis devices, to provide training in their use, and to add two officers to the Drunk Driving Enforcement squad. There is no requirement for matching funds, and no set grant period. However, the proposal estimates a 20 to 24 month period for maximum impact.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A130-167.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-109: (R-91-2201) ADOPTED AS RESOLUTION R-278319

Authorizing the City Manager to submit a Grant Application Proposal to the California Office of Traffic Safety for an Accident Scene Photogrammetry project, and, if funded, execute the grant proposal program, including any extensions or amendments; declaring that the City shall provide all support and assistance required for said project.

CITY MANAGER SUPPORTING INFORMATION: The California Office of Traffic Safety has requested proposals for traffic safety grant programs. The San Diego Police Department has prepared a request for \$78,596 to continue and expand the existing Police Photogrammetry Pilot Study grant project which was funded by the National Highway Traffic Safety Administration. The existing grant program tests an innovative method of photography and computer analysis of traffic collisions with greater accuracy, objectivity, and efficiency than the methods currently in practice. The existing program has been underway for approximately one year, and has provided camera equipment and training to traffic personnel. The photos have been sent to the National Highway Traffic Safety Association for computer analysis. The current program will end soon, and will not provide computer analysis equipment for the SDPD program. The new grant from OTS will fund the continuation of the training, and also purchase the computer analysis equipment so that San Diego may realize maximum benefits from the new technology. The program may save the City money in the form of litigation expenses due to the superior recording and analysis of traffic

incidents. There is no set grant period. However, the proposal estimates a 20 to 24 month period for maximum impact.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A130-167.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-110: (R-91-2202) ADOPTED AS RESOLUTION R-278320

Authorizing the City Manager to submit a Grant Application Proposal to the Office of Criminal Justice Planning for a Community Crime Resistance Project and authorizing the execution of the grant proposal program, if funded, including any extensions or amendments; declaring that the City shall provide all matching funds required for said project, including any amendments thereof, under the program and the funding terms and conditions of the Office of Criminal Justice Planning, and that the cash match will be designated as required.

CITY MANAGER SUPPORTING INFORMATION: This Office of Criminal Justice Planning grant proposal targets one or more culturally/ethnically diverse communities within the City of San Diego for the purpose of organizing and coordinating existing structures which can be enlisted in the fight against drugs, crime, and other community factors which affect the quality of life of the citizens. An integral component of the program is the required "Community Mobilizer" position. The program will include a drug and alcohol component. The target area will be selected based upon preliminary needs assessment (analyzing crime rate, ethnic representation, and other demographics), and a secondary needs assessment (based upon citizen surveys). The program provides a maximum of \$150,000 with a 10 percent (\$16,667 maximum) match for the first year (July 1, 1991 through June 30, 1992). The grant is renewable through nominal competition, with a 20 percent match for year two. OCJP requires a completed resolution by July 1, 1991. For this reason it is necessary to submit the 1472 prior to the completion of the proposal and selection process. This explains why dollar amounts are provided in "maximums" rather than exact amounts.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A130-167.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-111: (R-91-2227) ADOPTED AS RESOLUTION R-278321

Authorizing the City Auditor and Comptroller to transfer and amount not to exceed \$11,000 from CIP-17-003.0, Seepage Problems (PROP A) 30300 to CIP-11-271, Storm Drains at South Hempstead Circle, Canterbury Drive, and Hilldale Road; authorizing the expenditure of an amount not to exceed \$11,000 from CIP-11-271, for the purpose of supplementing Resolutions R-275363 and R-275946 for a total of \$105,936.

(Mid-City Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: This project removed existing obsolete under-drains built about 50 years ago at the intersection of Canterbury Drive and Hilldale Road and installed storm drain pipe, clean-outs, and inlets. This resulted in improved drainage as well as traffic safety on the nearby collector streets within the Mid-City community area. To complete this project, \$11,000 is required for the closing change order which adjusted the final quantities and related engineering charges.

Aud. Cert. 9100958.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A130-167.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-112: (R-91-2267) ADOPTED AS RESOLUTION R-278322

Authorizing the execution of a second amendment to the agreement of February 23, 1988, with Pardee

Construction Company, for the design and construction of Maddox Neighborhood Park; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$82,175.86 from PSD Fund No. 13000 to CIP-29-261.0, Maddox Neighborhood Park; authorizing the expenditure of an amount not to exceed \$82,175.86 from CIP-29-261.0, Maddox Neighborhood Park, for the purpose of providing funds for this project.

(Mira Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: Pardee Construction Company (Pardee), a California Corporation, entered into an agreement with the City of San Diego, approved on February 23, 1988. The agreement obligated Pardee to design and construct Maddox Neighborhood Park, on Flanders Drive west of Parkdale Avenue in Mira Mesa. The agreement also obligated the City to reimburse Pardee for 100 percent of the actual costs of the park. The first amendment increased the estimated cost of the park from \$344,300 to \$438,728.58. This increase was necessary because the low bid for construction was higher than estimated.

Pardee has completed Maddox Neighborhood Park, and the park is now open to the public. The final cost of design and construction, including all construction changes, was higher than originally estimated. The previously amended, estimated cost was \$438,728.58. The final cost is \$520,904.44. The construction changes consisted of modifications to the irrigation system to provide adequate coverage and to comply with City standards; providing a concrete mow strip to separate turf from existing groundcover area; modification to playground equipment and subsurface drainage system for safety and maintenance reasons; modification to storm drainage system to respond to actual site conditions; application of anti-graffiti coating to all site furnishings; modification to the overhead, shade structure for structural and aesthetic reasons; and additional paving at entry gate to open space area to reduce maintenance.

Aud. Cert. 9100903.

FILE LOCATION: MEET CCONT FY92-1

COUNCIL ACTION: (Tape location: A130-167.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-113: (R-92-9) ADOPTED AS RESOLUTION R-278323

Authorizing the execution of an agreement with the San Diego Unified School District for shared use of the City's 800 MHz Radio System.

(See City Manager Reports CMR-91-318 and CMR-91-30.)

FILE LOCATION: MEET CONT FY 92-1

COUNCIL ACTION: (Tape location: A130-167.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-114: (R-91-2274) ADOPTED AS RESOLUTION R-278324

Approving Change Order No. 1, dated April 29, 1991, issued in connection with the contract with American Processing Company, Inc., for Underground Hazardous Materials Storage Tanks Permanent Closure - Phase 12, amounting to a net increase in the contract price of \$89,565.53; authorizing the expenditure of an amount not to exceed \$89,565.53 from CIP-33-084.0, Underground Hazardous Materials Storage Tanks Permanent Closure - Phase 12, for the above project;

authorizing the City Comptroller and Auditor, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

(Brown Field and Otay Mesa Community Areas.
District-8.)

CITY MANAGER SUPPORTING INFORMATION: An advertisement seeking bids for the Underground Hazardous Materials Storage Tank Permanent Closure - Phase 12 was published on April 26, 1990. Three bids were received on May 16, 1990. American Processing Company, Inc. was awarded a contract in the amount of \$301,701 for Underground Hazardous Materials Storage Tank Permanent Closure - Phase 12 project pursuant to Resolution R-275527 on April 23, 1990. The project consists of the removal of 11 underground storage tanks and removal of petroleum contaminated soil at seven existing tank excavations at Brown Field Airport. During the progression of the work, several unforeseen and

changed conditions required additional labor, materials, and equipment:

1. Greater concrete thickness and reinforcing steel were encountered in three, 50,000 gallon and two, 25,000 gallon reinforced concrete fuel tanks which required an additional lump sum increase of \$29,643.75.
2. Excavation to greater depths than anticipated to remove petroleum contaminated soil was done under time and material provisions for \$29,921.78.
3. A lump-sum increase of \$30,000 to accomplish the removal of three, 220,000 gallon steel fuel tanks.

The additional work was necessary to comply with State and Federal law and Health Department regulations.

Aud. Cert. 9100978.

FILE LOCATION: W.O. 119506 CONT - American Processing Co.,
Inc. CONT FY92-1

COUNCIL ACTION: (Tape location: A130-167.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-115:

Two actions relative to Aero Drive Industrial Park -
Lot 4 Site Improvements:

(Kearny Mesa Community Area. District-5.)

Subitem-A: (R-91-2248) ADOPTED AS RESOLUTION R-278325

Authorizing the execution of a contract with Scotsman
Buildings for the construction of a manufactured
building;

authorizing the City Auditor and Comptroller to
transfer an amount not to exceed \$165,000 from
CIP-53-037.0, Annual Allocation - Earthquake
Restrainers for Bridges, Fund No. 30245 to
CIP-37-239.0, Aero Drive Industrial Park - Lot 4 Site
Improvements; authorizing the City Auditor and
Comptroller to transfer an amount not to exceed

\$162,028 from the General Fund Engineering and Development Department/Field Division Budget and \$238,000 from the Allocated Reserve to CIP-53-037.0, for the purpose of funding Aero Drive Industrial Park - Lot 4 Site Improvements; authorizing the increase of \$400,082 to CIP-37-239.0, Aero Drive Industrial Park - Lot 4 Site Improvements; authorizing the expenditure of an amount not to exceed \$565,028 from CIP-37-239.0, Aero Drive Industrial Park - Lot 4 Site Improvements, for the purpose of providing funds for the above project; authorizing the use of City Forces to provide curbs, gutters and paving on Lot 4 of the Aero Drive Industrial Park, for an amount not to exceed \$250,000; authorizing the City Auditor and Comptroller to retain excess budgeted funds, if any, in CIP-37-239.0, Aero Drive Industrial Park - Lot 4 Site Improvements, for additional on-site work as required.

Subitem-B: (R-91-2247) ADOPTED AS RESOLUTION R-278326

Authorizing the City Auditor and Comptroller to establish CIP-37-239.0, Aero Drive Industrial Park - Lot 4 Site Improvements.

CITY MANAGER SUPPORTING INFORMATION: The Engineering and Development Department, Field Engineering Division, is scheduled to be relocated from the Central Operations Station at 20th and "B" Streets to Lot 4 of the Aero Drive Industrial Park. On April 8, 1991, bids were opened to furnish the City with a 13,000 square foot manufactured building, on a lease purchase basis, to accommodate the Field Division's relocation. Bidders were requested to provide a first year cost and options to renew for two, three and four additional years with an option to purchase at the end of each contract year. The bidder providing the lowest overall cost, Scotsman Buildings, submitted a first year cost of \$261,555.92 and subsequent annual costs of \$104,812.92 for the next four years. Comparatively, the second lowest overall bidder, Mobil Modular Management Corporation, submitted a first year cost of \$254,908.22 with annual costs of \$122,908.15 during each of the subsequent four years. This project will also provide the necessary on-site curbs, gutters, and paving for the Field Division's relocation to Aero Drive.

The use of City Forces for this on-site work is desirable as the work can be performed at cost savings to the City. Additionally, the use of City forces as an alternative to a private contractor will provide the needed on-site improvements in a more expeditious manner.

Aud. Cert. 9100977.

FILE LOCATION: CONT - Scotsman Buildings CONT FY92-1

COUNCIL ACTION: (Tape location: A130-167.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-200: (O-92-2) CONTINUED TO JULY 22, 1991

Introduction of an Ordinance amending Chapter III,
Article 1 of the San Diego Municipal Code by amending
Sections 31.0110, 31.0301 and 31.0308, relating to
Business Taxes.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A120-123.)

MOTION BY McCARTY TO CONTINUE TO JULY 22, 1991 AT THE
REQUEST OF THE CITY MANAGER TO WORK WITH THE CITY ATTORNEY'S
OFFICE TO PREPARE THE AMENDMENT AND FOR THE ITEM TO BE HEARD
AT THE TIME THE APPROPRIATION ORDINANCE IS INTRODUCED.
Second by Behr. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, Hartley-not present,
Pratt-yea, Behr-yea, Henderson-not present, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

ITEM-201: (R-92-10) TRAILED TO JULY 16, 1991, 10:00 A.M.

Proposal to revise fees/deposits and establish new
fees/deposits for the Planning Department pursuant to
Section 101.0204 of the San Diego Municipal Code.

(Citywide.)

Adoption of a Resolution revising the fees/deposits and
establishing new fees/deposits for the Planning
Department.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A297-324.)

MOTION BY BEHR TO TRAIL TO JULY 16, 1991 AT 10:00 A.M. DUE

TO LACK OF TIME. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-S400: (R-92-33) ADOPTED AS RESOLUTION R-278327

Authorizing the execution of Amendment No. 3 to the agreement with Brown and Caldwell Consultants for engineering services and construction management for Metro Pump Station No. 2, Additional Pumps, for the control room construction and installation of the eighth pump and engine drives, for an amount not to exceed \$273,512; authorizing the Auditor and Comptroller to closeout CIP-46-118.0, Sewer Pump Station 64 - Force Main II, in the amount of \$1,332,979; CIP-46-118.1, Sewer Pump Station 64 - Force Main, in the amount of \$959,985; CIP-46-150.0 - Sewer Pump Station 64 - 36-inch Force Main Replacement in the amount of \$176,663; and the transfer of these funds totaling \$2,469,627 within the Sewer Fund 41506 to CIP-46-101.0 - Metro Pump Station No. 2 - Additional Pumps; authorizing the additional expenditure of not to exceed \$444,730 from Sewer Fund 41506, CIP-46-101.0, to supplement funds previously authorized by Resolution R-277758, adopted on April 22, 1991, for the purpose of construction of Metro Pump Station No. 2, Control Room, CIP-46-101.0, for said project and related costs. (BID-K2514/92)

(Pacific Highway Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: Metro Pump Station No. 2, located on North Harbor Drive, pumps all of the City and Metro sewage flows to the Point Loma Wastewater Treatment Plant. It was originally constructed in 1962 with four pumps, with built-in provisions for a total of eight pumps. Two more were installed in 1986. The seventh pump assembly was recently installed under this CIP program. For reliability in the event of power failure, a proposed eighth pump assembly and one existing electric motor-driven pump assembly need to be installed with natural gas-driven engines. The size of the engines is such that they will first require the relocation of the pump station control room. The City has retained the services of Brown and Caldwell, Consulting Engineers, to perform engineering studies for the installation of the seventh and eighth pumps. Additional monies are needed for construction management, office engineering, and special inspection. By Council action on April 22, 1991,

authorization was given to advertise and award the contract for the construction of the control room. One hundred thirty-two bid packages for the contract were issued; three bids were received. Bids were 16 percent over the engineer's estimate. This was due to the addition of an elevator and an access stairway after the estimate was made. Re-advertising would not likely reduce the bids and only delay the timely completion of this consent decree project which will require 18 months for completion by December 1992. The low bid for the control room contract was \$720,218. Award of this contract is recommended. An additional \$171,218 is necessary to award the contract and cover related costs. Amendment No. 3 with Brown and Caldwell Consultants for \$273,512 is needed for interim construction engineering services for the control room. An additional amendment will be negotiated for the installation of the eighth pump and engine drives.

Aud. Cert. 9200035.

WU-P-91-209.

FILE LOCATION: MEET CCONT FY92-1

COUNCIL ACTION: (Tape location: A130-167.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-S401: (R-92-101) ADOPTED AS RESOLUTION R-278328

Authorizing the City Manager to negotiate the purchase of one fifth wheel trailer, one tractor truck, communications and other necessary equipment to outfit as a mobile police facility, in conjunction with the Neighborhood Pride and Protection Program; authorizing the expenditure of an amount not to exceed \$200,000 from General Fund 100, Department 110, Job Order 111408 for the above project.

CITY MANAGER SUPPORTING INFORMATION: During the Fiscal Year 1992 final budget hearings, the City Council approved the funding for one additional Mobile Police Station (MPS) to be used in conjunction with the Neighborhood Pride and Protection Program. Council further directed that this MPS be operational by September 2, 1991. The Purchasing Department has been directed to work with the Police Department to accomplish this acquisition within that time frame. We expect that this item will be procured through some combination of competitive bids, sole source and negotiated contracts.

Aud. Cert. 9200034.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A130-167.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S402: (R-92-27) ADOPTED AS RESOLUTION R-278303

Requesting SANDAG to provide advance funding through
debt financing for improvements on Sorrento Valley
Road.

(Torrey Pines Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The Capital Improvements
Program indicates that \$775,000 is budgeted in "Transnet Bonding"
for Sorrento Valley Road Industrial Court to Carmel Valley Road
(CIP-52-330.0). While Transnet Debt Financing will be utilized
in the future on various City projects, this is the first
occasion that the City will have had to request of SANDAG funds
that have been collected through the issuance of Transnet Bonds.
The large majority of the \$775,000 will be utilized to purchase
mitigation property known as the Flintkote Property.

This property is expected to be necessary in order to mitigate
impacts caused by future improvements to Sorrento Valley Road.
The City Council action necessary to purchase would be part of a
separate action.

NOTE: See Item S403 for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A167-297.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Roberts. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S403: (R-92-20) ADOPTED AS RESOLUTION R-278304

Approving the acceptance by the City Manager of that grant deed of Ramon B. Camacho and Rosa Camacho conveying to the City a portion of Lot 25, Town of Sorrento, according to Map-362 and Map-483, ("Flintkote Property") consisting of 1.82 acres of vacant land to be "land-banked" and used for future off-site mitigation requirements of the City;

authorizing the expenditure of an amount not to exceed \$725,000 from Transnet Bond Funds CIP-52-330.0, Sorrento Valley Road - Industrial Court to Carmel Valley Road, for the acquisition of real property and related costs.

(Torrey Pines Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: This action provides for the acquisition and land-banking of 1.82 acres of vacant land adjoining the Los Penasquitos Lagoon wetlands preserve. The site will be used for future off-site mitigation requirements and restoration as a wetlands parcel in conjunction with a City project. The parcel is being offered to the City on an "opportunity acquisition basis" provided the City closes escrow on the purchase by July 22, 1991.
Aud. Cert. 9200024.

NOTE: See Item S402 for a companion item.

FILE LOCATION: DEED F-5632 DEED FY92-1

COUNCIL ACTION: (Tape location: A167-297.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-S404: (R-92-95) ADOPTED AS RESOLUTION R-278329

Approving the recommendation contained in Department of Legislative Services Report DLS-91-33 to support H.R. 737 (Hunter) which would grant permanent resident status to Filipinos who have served honorably in the U.S. Armed Forces; directing the Director of the Department of Legislative Services to communicate with Congressmen Hunter, Cunningham and Lowery, indicating the City's enthusiastic support for H.R. 737.

(See Department of Legislative Services Report
DLS-91-33.)

COMMITTEE ACTION: Reviewed by RULES on 7/3/91. Recommendation to approve DLS-91-33, and recommend that the Council support Federal legislation H.R. 737 (Hunter). Districts 1, 4, 7 and 8 voted yea. Mayor not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A130-167.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-S405: (R-91-2269) ADOPTED AS RESOLUTION R-278330

A Resolution approved by the City Council in Closed Session on Tuesday, June 25, 1991 by the following vote: Wolfsheimer-yea; Roberts-yea; Hartley-not present; Pratt-yea; Behr-yea; Pratt-yea; McCarty-yea; Filner-not present; Mayor-yea.

Authorizing the City Manager to pay the total sum of \$102,717.51 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal injuries to Colette Billen (Superior Court Case No. 626622, Colette L. Billen v. City of San Diego, et al.); authorizing the City Auditor and Comptroller to issue one check in the amount of \$102,717.51 made payable to Colette L. Billen and her attorney of record, Lawrence Kuerbis, Jr., in full settlement of the lawsuit and all claims.

CITY MANAGER SUPPORTING INFORMATION: This constitutes the complete and final settlement of the personal injury claim of Colette L. Billen against the City of San Diego as a result of the incident of September 8, 1989.
Aud. Cert. 9200022.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A130-167.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Pratt.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

Hartley-not present, Pratt-yea, Behr-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S406: (O-91-148) TRAILED TO JULY 16, 1991, 2:00 P.M.

(Trailed as Unfinished Business from the Special Meeting of Thursday, March 14, 1991, Item 707; Continued from the meetings of March 18, 1991, Item S407, March 26, 1991, Item S503, April 8, 1991, Item 202, April 16, 1991, Item 603, April 22, 1991, Item 601, May 6, 1991, Item 601, May 14, 1991, Item 601, and May 21, 1991, Item 601; last continued at Mayor O'Connor and the City Manager's request, to be heard after the Water Utilities Department Budget.)

Introduction of an Ordinance amending Chapter VI, Article 4, Division 4, of the San Diego Municipal Code, by amending Section 64.0411, and amending Chapter VI, Article 7 of the San Diego Municipal Code, by amending Section 67.59.1, relating to Sewer and Water Rate Adjustment.

CITY MANAGER SUPPORTING INFORMATION: The Municipal Code (Section 64.0411 and 67.59.1) currently provides that water and sewer rates be adjusted annually on the first day of January to compensate for any increases in the costs of purchased water and/or energy which are beyond the control of the City. The Proposed Ordinance:

1. Amends Section 64.0411 (Sewer Rates - Adjustments) and 67.59.1 (Water Rates - Adjustments) to provide that adjustments to water and sewer rates be made at any time to compensate for increases in Water Purchase and/or Energy Costs.

WU-U-91-134.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A310-321.)

MOTION BY BEHR TO TRAIL TO JULY 16, 1991 AT 2:00 P.M. DUE TO LACK OF TIME. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S407: (R-92-) TRAILED TO JULY 16, 1991, 2:00 P.M.

(Trailed as Unfinished Business from the Special Meeting of Thursday, March 14, 1991, Item 706; Continued from the meetings of March 18, 1991, Item S406, March 26, 1991, Item S502, April 8, 1991, Item 203, April 16, 1991, portion of Item 604, April 22, 1991, Item 602, May 6, 1991, Item 602, May 14, 1991, Item 602, and May 21, 1991, Item 602; last continued at Mayor O'Connor and the City Manager's request, to be heard after the Water Utilities Department Budget.)

Adoption of a Resolution amending and/or increasing certain currently effective water rates and charges as part of the annual review of water and sewer utility rates.

NOTE: On 4/16/91 Council adopted the single-family residential rates and charges, and continued the commercial, industrial and irrigation portions.

On 3/26/91 Council directed staff to begin the implementation of a tiered approach toward setting the water utilities rates based on the average residential use of 110 cubic feet per month, which is 250 gallons per house per day.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A310-321.)

MOTION BY BEHR TO TRAIL TO JULY 16, 1991 AT 2:00 P.M. DUE TO LACK OF TIME. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S408: (R-91-2297) ADOPTED AS RESOLUTION R-278302

(Continued from the meeting of July 9, 1991, Item S401, at the City Manager's request, to finalize the language in the newly executed agreement.)

Authorizing the execution of a Purchase Option Agreement and Joint Escrow Instructions with Park Terrace Partners for the purchase of a site and common area parking for the relocation of the Rancho Bernardo Branch Library; adding CIP-37-443.0, Rancho Bernardo

Branch Library - Relocation, to the Fiscal Year 1992
Capital Improvements Program;

authorizing the Auditor and Comptroller to transfer \$30,100 from CIP-90-245.0, Unallocated Reserve Capital Outlay Fund 30245 to CIP-37-443.0, Rancho Bernardo Branch Library - Relocation; authorizing the expenditure of an amount not to exceed \$30,100 from CIP-37-443.0, Rancho Bernardo Branch Library - Relocation, consisting of a \$100 consideration for the option, \$25,000 to exercise the option if the City's application for California Library Construction & Renovation Bond Acts funds is approved, and \$5,000 for miscellaneous related costs; authorizing the City Manager to earmark the proceeds from the future sale of the existing library for funding of the new library.

(See City Manager Report CMR-91-319. Rancho Bernardo Community Area. District-5.)

Aud. Cert. 9200018.

FILE LOCATION: MEET CONT FY92-1

COUNCIL ACTION: (Tape location: A324-399.)

MOTION BY BEHR TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S409: (R-91-2188) ADOPTED AS RESOLUTION R-278331

(Continued from the meeting of July 8, 1991, Item 202, at Mayor O'Connor's request, to allow her to be present for the discussion.)

Inviting the San Diego Association of Governments (SANDAG) and the San Diego Unified Port District to join with the City as co-sponsors in the TwinPorts master planning process; declaring that within the co-sponsorship, the City of San Diego will assume the primary role as the lead agency.
(See City Manager Report CMR-91-271.)

NOTE: See Item S410 for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A403-F382.)

MOTION BY ROBERTS TO INVITE THE SAN DIEGO ASSOCIATION OF GOVERNMENTS (SANDAG) AND THE SAN DIEGO UNIFIED PORT DISTRICT TO JOIN WITH THE CITY AS CO-SPONSORS IN THE TWINPORTS MASTER PLANNING PROCESS; DECLARING THAT WITHIN THE CO-SPONSORSHIP, THE CITY OF SAN DIEGO WILL ASSUME THE PRIMARY ROLE AS THE LEAD AGENCY. Second by Behr. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-nay, Filner-nay, Mayor O'Connor-yea.

ITEM-S410: (R-91-2189) REFERRED TO THE CITY MANAGER AND SANDAG

(Continued from the meeting of July 8, 1991, Item 203, at Mayor O'Connor's request, to allow her to be present for the discussion.)

Actions relating to the Investigation of Alternate Airport Strategies:

Directing the City Manager to undertake the development of symposiums, as described in City Manager Report CMR-90-527, "Report on a Three-Point Program Designed to Solve San Diego's Future Airport Needs," that would serve to review various airport technologies as they may be applied in the San Diego area as a means of resolving the area's long term aviation needs;

Declaring that the Public Facilities and Recreation Committee will serve as the venue for these symposiums;

Requesting that: A) The City Manager report to the Public Facilities and Recreation Committee on the status of the San Diego County/Imperial Valley joint use airport study; B) The Department of Legislative Services make San Diego's support of magnetic levitation technology legislation known to appropriate congressional committees; C) The City Manager report to the Public Facilities and Recreation Committee on the implications of potential local military base closures on the San Diego air transportation needs; D) The Department of Legislative Services establish a Congressional Town Hall meeting as suggested by Councilmember Pratt's memo dated May 20, 1991, which would be devoted to discussing San Diego's Airport issues.

CITY MANAGER SUPPORTING INFORMATION: On June 11, 1990, the City Council adopted Resolution R-275883, which among other items, directed the City Manager to recommend a process and calendar for a thorough examination of new and creative technologies that may serve to help San Diego meet future aviation needs. City Manager Report CMR-90-527 provided a recommended outline of how such a process could be structured. Members of the Public Facilities and Recreation Committee reviewed this outline at their meeting of June 12 and voted to request that the City Manager be directed to implement this program with the Committee serving as the venue. Committee members were also provided a presentation by the Legislative Specialist which, in addition to recommending approval of City Manager Report CMR-90-527, suggested the Committee:

- 1 - Request the Manager return to Committee with a status report on the County/Imperial Valley joint use airport study;
- 2 - Request Washington Lobbyists make San Diego's support of MAGLEV Legislation known to appropriate congressional committees.

The Public Facilities and Recreation Committee also requested the City Manager return with information on the implications of proposed military base closures on San Diego, and further requested the Department of Legislative Services be directed to consider establishing a Congressional Town Hall meeting as suggested in Councilman's Pratt's Memo of May 20, that would be dedicated solely to the discussion of San Diego's Airport issues.

NOTE: See Item S409 for a companion item.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A403-F382.)

MOTION BY ROBERTS TO DIRECT THE CITY MANAGER TO REFER TO SANDAG FOR DISCUSSION ON ALL OF THE NEW AIRPORT TECHNOLOGIES AND ALL OF THE OTHER AIRPORT LOCATIONS THAT HAVE BEEN SUGGESTED AT PUBLIC HEARINGS. Second by Behr. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-nay, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

Substitute motion by Filner to approve the following:

- 1) Keep the discussion of all airport technologies within the purview of the City Manager and the City Council, allowing additional alternatives to be pursued;
- 2) Direct the Department of Legislative Services to

establish a Congressional Town Hall meeting which would be devoted to discussing San Diego's airport issues;

3) Request that the City Manager return with a status report on the County/Imperial Valley joint use airport study;

4) Request Washington Lobbyists make San Diego's support of MAGLEV legislation known to appropriate congressional committees; and

5) Direct SANDAG to come back to the PF&R Committee and to the full Council with its report.

Second by Wolfsheimer. Failed by the following vote:
Yeas-1,6,7,8; Nays-2,3,4,5,M; Not Present-None.

MOTION BY HENDERSON TO PUT A HALT TO ALL DISCUSSIONS REGARDING MIRAMAR AS A POSSIBLE AIRPORT SITE. Second by Behr. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-nay, Behr-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-yea.

MOTION BY ROBERTS TO FORMALLY SUPPORT THE RESEARCH ON MAGLEV AND SIMILAR TECHNOLOGIES. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

Substitute motion by Filner to ask SANDAG to do a study on the alternative compliments a one runway option has to offer. No second.

Motion by Filner to direct staff to report to the Council on the status of the San Diego County/Imperial Valley joint use airport study. Second by Wolfsheimer. Failed by the following vote: Yeas-1,6,7,8; Nays-2,3,4,5,M; Not Present-None.

ITEM-S411: TRAILED TO JULY 16, 1991, 10:00 A.M.

Two actions relative to a Recreational Vehicle Parking Enforcement Moratorium:

Subitem-A: (O-91-197)

Introduction of an Ordinance amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Section 101.0407 and Section 101.0410, relating to a temporary suspension of the enforcement of regulations affecting storage and parking of recreational vehicles in residential zones.

Subitem-B: (R-91-2270)

Adoption of a Resolution authorizing the Planning Director to take necessary steps to cause temporary suspension, for a period not to exceed six months, enforcement of the storage and parking regulations for recreational vehicles in residential zones, during which time a comprehensive policy and administrative process shall be developed;

directing that San Diego Municipal Code Sections 101.0407 and 101.0410 be amended to provide for such temporary suspension of enforcement of recreational vehicles parking and storage regulations; authorizing the Planning Director to enforce Municipal Code Sections 101.0407F and 101.0410(0) only for those violations which the Planning Director deems to constitute a safety hazard.

NOTE: Subitem B must be heard before Subitem A.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A310-321.)

MOTION BY BEHR TO TRAIL TO JULY 16, 1991 AT 2:00 P.M. DUE TO LACK OF TIME. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S412: (R-92-118) TRAILED TO JULY 16, 1991, 10:00 A.M.

Supporting the compromise alternative of an at grade alignment from Ash Street to Ivy Street as presented in the Harborview/Old Town Light Rail Transit Study with a grade separation over Laurel Street.

(District-2.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: F382-G200.)

Motion by Roberts to request that MTDB not elevate the structure in those areas surrounded by Grape and Hawthorne Streets but recommend that Laurel Street be elevated. Second by Henderson. No vote.

BY COMMON CONSENT THE ITEM WAS TRAILED TO JULY 16, 1991 AT
10:00 A.M. DUE TO LACK OF TIME.

ITEM-S413:

Two actions relative to the North University City
Facilities Benefit Assessment:

(See City Manager Reports CMR-91-285 and CMR-91-283;
Committee Consultant Analysis TLU-90-25. District-1.)

Subitem-A: (R-91-2208) ADOPTED AS RESOLUTION R-278332

Approving the document entitled "North University City
Public Facilities Financing Plan and Facilities Benefit
Assessment, June, 1991."

Subitem-B: (R-91-2209) ADOPTED AS RESOLUTION R-278333

Resolution of Intention to designate an area of benefit
in North University City and setting the time and place
for holding a public hearing.

COMMITTEE ACTION: Reviewed by TLU on 6/24/91. Recommendation to
approve the City Manager's recommendation subject to inclusion of
\$500,000 for L.R.T. engineering studies; and referral of the La
Jolla Community Planning Group's concerns on the La Jolla
Village/Gilman Drive bridge and North Torrey Pines Road
widening, to the City Manager for further analysis.

Districts 1, 4 and 5 voted yea. Districts 2 and 8 not present.

FILE LOCATION: STRT FB-1

COUNCIL ACTION: (Tape location: G226-263.)

MOTION BY WOLFSHEIMER TO ADOPT WITH DIRECTION TO THE CITY
MANAGER TO WORK WITH THE COMMUNITY TO BE SURE EVERYTHING IS
EXPLAINED CLEARLY. Second by McCarty. Passed by the
following vote: Wolfsheimer-yea, Roberts-yea, Hartley-not
present, Pratt-not present, Behr-yea, Henderson-yea,
McCarty-yea, Filner-not present, Mayor O'Connor-yea.

NON-DOCKET ITEMS:

ITEM-ND-1: (R-92-119) ADOPTED AS RESOLUTION R-278334

Pursuant to City Charter Section 94, authorizing the City Manager to accept the bid of Edmond J. Vadnais Corp. for the emergency repair of the Miramar Water Pipeline.

FILE LOCATION: W.O. 181961 and MEET

COUNCIL ACTION: (Tape location: G200-229.)

MOTION BY WOLFSHEIMER TO ACCEPT THE ITEM FOR CONSIDERATION. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

MOTION BY WOLFSHEIMER TO ADOPT THE RESOLUTION AUTHORIZING THE CITY MANAGER TO: 1) AUTHORIZE AN AWARD OF CONTRACT TO THE VADNAIS CORPORATION FOR EMERGENCY REPLACEMENT OF A PORTION OF THE MIRAMAR PIPELINE, IN AN AMOUNT NOT TO EXCEED \$1 MILLION; 2) AUTHORIZE CITY FORCES TO INSPECT THE WORK AND PERFORM OPERATIONAL CHECKS, AS NECESSARY, AT A COST NOT TO EXCEED \$40,000; 3) AUTHORIZE THE EXPENDITURE OF \$1.1 MILLION FROM THE WATER FUND FOR SAID PROJECT AND RELATED COSTS; 4) DIRECT THE CITY MANAGER TO RETURN WITH A FULL REPORT; AND 5) ASK THE CITY ATTORNEY TO DETERMINE WHO IS RESPONSIBLE AS THE RATE PAYERS PAID FOR A 50-YEAR PIPE AND GOT A 30-YEAR PIPE. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

COUNCIL COMMENT:

None.

PUBLIC COMMENT:

ITEM-PC-1:

Comments by Mr. Don Stillwell regarding problems with public transit and the need for the upper trolley line.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: G275-315.)

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 6:39
p.m.

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: G318).

MOTION BY WOLFSHEIMER TO ADJOURN IN HONOR OF THE MEMORY OF
ROGER REVELLE AND MICHAEL SCHNAUBELT. Second by Roberts.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
Hartley-yea, Pratt-yea, Behr-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.